

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY
NEWARK DIVISION**

Civil Action No. 2:15-cv-01878

THEODORE VAN LEER, et. al,

Plaintiffs,

v.

INVICTUS ASSET MANAGEMENT, LLC, INVICTUS
CAPITAL GROWTH AND INCOME FUND, LLP
INVICTUS HOLDINGS, LLP, TRADEDESK CAPITAL LLC,
TRADEDESK FINANCIAL GROUP, INC., TRADESTREAM
ANALYTICS, LTD., INVICTUS INCOME FUND, LLP,
DAVID W. SCHAMENS, PHILLIPS WIEGAND JR.,
PILIANA M. SCHAMENS, INVICTUS REAL ESTATE
INVESTMENT, LLP

Defendants.

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APR 13 2015

AT 8:30 2:15 P
WILLIAM T. HARRIS, CLERK

**MOTION FOR EXTENSION OF TIME TO FILE ANSWER AND RETAIN
COUNSEL FOR CORPORATE ENTITIES**

Defendants David W. Schamens and Invictus Real Estate Investment, LLP, individually and as General Partner and sole partner of Invictus Real Estate Investment, LLP, Tradedesk Financial Group, Inc., TradeDesk Capital, LLC and Tradestream Analytics, Ltd. move the Court, pursuant to Federal Rules of Civil Procedure, for an extension of time to respond to Plaintiff's Complaint (the "Complaint") on the grounds that the defendants need additional time to investigate and prepare and an adequate Response as well as retain counsel. Upon information and believe, the other Defendants were not served, and the Movant, David W. Schamens, is not legally an Officer, Managing Member, or Director of any of the other entities.

This Motion is made in good faith, not for the purposes of delay and is filed prior to the expiration of the time originally prescribed to respond to the Complaint.

Dated: April 8, 2015

By: /s/ **David W. Schamens**

David W. Schamens

Managing Director of the Managing Member,
TRADEDESK CAPITAL, LLC

Managing Director

TRADEDESK FINANCIAL GROUP, INC.

TRADESTREAM ANALYTICS, LTD.

General Partner

INVICTUS REAL ESTATE INVESTMENT, LLP

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